UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION MDL No. 1456

THIS DOCUMENT RELATES TO:

BMS SETTLEMENT

CIVIL ACTION: 01-CV-12257-PBS

Judge Patti B. Saris

PLAINTIFFS' MOTION FOR LEAVE TO FILE UNDER SEAL

Plaintiffs, by their attorneys, respectfully move this Court for leave to file under seal Exhibits 1- 9 to the Declaration of Agnes Swayze.

Exhibits 1-9 attached to Ms. Swayze's Declaration discuss her cancer treatment, including doctors' notes about Ms. Swayze's treatment. This is confidential patient information that the Court has routinely permitted Plaintiffs to file under seal.

WHEREFORE Plaintiffs respectfully request that this Court grant them leave to file Exhibits 1-9 to the Declaration of Agnes Swayze under seal.

DATED: April 8, 2011. By /s/ Steve W. Berman

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CERTIFICATE OF SERVICE

I hereby certify that I, Steve W. Berman, an attorney, caused a true and correct copy of the foregoing **PLAINTIFFS' MOTION FOR LEAVE TO FILED UNDER SEAL** be delivered to all counsel of record by electronic service pursuant to Paragraph 11 of the Case Management Order No. 2, by sending on April 8, 2011, a copy to LexisNexis File and Serve for Posting and notification to all parties.

By /s/ Steve W. Berman
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